

MODIFICATION NO. 242  
TO FLORIDA STATE SOCIAL SECURITY AGREEMENT

Whereas, Modification No. 211 of the agreement between the State of Florida and the Secretary of Health, Education, and Welfare included services performed by individuals as employees of all the political subdivisions of the State, including the following (listed) as members of a coverage group (as defined in Section 218(d)(4) of the Act) of the Florida Retirement System under said agreement with no services excluded, and

Whereas, it was the intent of the State that a certain class of part-time positions be excluded from coverage, and

Whereas, Modification No. 234 excluded, on an error basis, all services performed in a class of part-time positions, established in accordance with Florida Statutes on the basis of a need for the services, the occupant of which is to be a retiree of the Florida Retirement System, and

Whereas, Modification No. 234 defined a part-time position for purposes of the modification as a position requiring less than 2050 hours work per year, and


Whereas, the definition of part-time position contained in the modification did not reflect the true desires of the State, and

Whereas, the State of Florida and the Secretary of Health, Education, and Welfare desire to correct the error in said agreement;

Now, therefore, the Secretary of Health, Education, and Welfare and the State of Florida, acting through its representative designated to administer its responsibilities under the above agreement, hereby agree to and by this modification do correct the coverage accorded to the State and its political subdivision by said agreement by correcting the definition of part-time positions to read as follows:

A part-time position for purposes of this modification is a position requiring not more than 500 hours work per year.

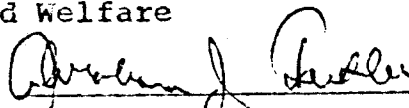
Approved for the State of Florida this 9th day of February, 1973.

  
Robert L. Kennedy, Jr.  
State Agency for Social Security

Approved this 15<sup>th</sup> day of June, 1973

Secretary of Health, Education  
and Welfare

By



Abraham Teitler, Division Director  
Division of Coverage  
Bureau of Retirement and Survivors Insurance  
Social Security Administration

MICROFILMED

242 page 1



DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE  
SOCIAL SECURITY ADMINISTRATION  
BALTIMORE, MARYLAND 21235

November 3, 1972

REFER TO:  
RSI:PCC

Mr. H. T. Walling  
Assistant Chief of OASI  
State Agency Social Security  
Room 229, Carlton Building  
Tallahassee, Florida 32304

*Letley Hill*  
*Carlton Building*  
*608*

Dear Mr. Walling:

This will confirm your telephone conversation with Mr. Edward N. Watman on October 16 regarding the exclusion of services in certain part-time positions.

We understand that the Florida Retirement System Act provided that annuitants of the system could be hired if the employer could not employ a qualified individual who had not retired. If such annuitants are employed in a class of part-time positions, i.e., less than full-time positions, a characteristic of which is that their incumbents are to be retirees of the Florida Retirement System, and if the State intended that services in such positions be excluded from the coverage provided by Modification No. 211, the services could be excluded on an error basis.

We are enclosing a draft you may use to prepare a modification to accomplish this exclusion. The modification would exclude services of annuitants in part-time positions that meet the requirements of the Florida Retirement System Act. It would not, however, exclude the services of any such individuals working part-time in a full-time position. The positions may be defined by the State as ones requiring not more than a specified number of hours in a year.

If the draft modification is appropriate for your use, and you wish to use it, a modification should be prepared using its language and forwarded in the usual manner. You should include a written request that it be substituted for Modification No. 234 in its present form.

Sincerely,

Hugh F. McKenna  
Director  
Bureau of Retirement and  
Survivors Insurance

Enclosure

MICROFILMED

# DRAFT MODIFICATION

Whereas Modification No. 211 of the agreement between the State of Florida and the Secretary of Health, Education, and Welfare included services performed by individuals as employees of the State and services performed by individuals as employees of all the political subdivisions of the State, including the following (listed) as members of a coverage group (as defined in Section 218(d)(4) of the Act) of the Florida Retirement System under said agreement with no services excluded, and

Whereas, it was the intent of the State that a certain class of part-time positions be excluded from coverage, and

Whereas, the modification did not reflect the desire of the State to exclude such part-time positions, and

Whereas, the listing in Modification No. 211 showing "Excluded Services: None" was erroneous, and

Whereas the State of Florida and the Secretary of Health, Education, and Welfare desire to correct the error in said agreement;

Now, Therefore, the Secretary of Health, Education, and Welfare and the State of Florida, acting through its representative designated to administer its responsibilities under the above agreement, hereby agree to and by this modification do correct the coverage accorded to the State and its political subdivisions by said agreement to read as follows:

MICROFILMED

*Effective Date: December 1, 1970*

2

Excluded Services: All services performed in a class of part-time positions, <sup>filled in</sup> ~~created in~~ accordance with Florida statutes on the basis of a need for the services, the occupant of which is to be a retiree of the Florida Retirement System. (A part-time position for purposes of this modification is a position requiring less than \_\_\_\_\_ hours work per year.)

MICROFILMED